

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
	:	
v.	:	DATE FILED: _____
	:	
MARK P. STOVALL	:	VIOLATIONS:
	:	18 U.S.C. § 371 (conspiracy to
	:	transport stolen vehicles and
	:	heavy equipment in interstate
	:	commerce - 1 count)
	:	Notice of forfeiture

INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

At all times material to this information:

1. Defendant MARK P. STOVALL was employed as a brick mason in the construction business.
2. “Heavy equipment” includes off-road construction equipment that is generally used for commercial purposes and includes skid steer loaders and cement rollers
3. “Trucks” include motor vehicles that are generally used for commercial purposes and include box trucks, flatbed trucks, pickup trucks, vans, and other trucks with attached equipment trailers.

THE CONSPIRACY

4. From in or about September 2001 to in or about January 2002, in the Eastern District of Pennsylvania, the Middle District of Pennsylvania and the District of New Jersey, and elsewhere, defendant

MARK P. STOVALL

conspired and agreed together with Raymond King (charged elsewhere), and Kevin Tucker (charged elsewhere), and others known and unknown to the United States Attorney to commit the following offenses against the United States:

a. to knowingly transport in interstate commerce stolen heavy construction equipment of the value of \$5,000 or more, knowing such equipment to have been stolen, in violation of Title 18, United States Code, Section 2314; and

b. to knowingly receive, possess, conceal, store, sell and dispose of a stolen motor vehicle which crossed a state boundary after being stolen, knowing such vehicle to have been stolen, in violation of Title 18, United States Code, Sections 2313 and 21.

MANNER AND MEANS

It was part of the conspiracy that:

5. Defendant MARK P. STOVALL purchased stolen heavy equipment which had been stolen, transported, and received in interstate commerce from Raymond King, at a cost much less than the true value of the equipment, and then resold the stolen equipment to others.

6. After receiving the stolen equipment, defendant MARK P. STOVALL paid Raymond King directly in cash.

7. Defendant MARK P. STOVALL resold the stolen heavy equipment to others located in New Jersey.

8. Defendant MARK P. STOVALL received and purchased stolen heavy equipment which had a total value of approximately \$218,625.

OVERT ACTS

In furtherance of the conspiracy, defendant MARK P. STOVALL, and others known and unknown to the United States Attorney, committed the following overt acts in the Eastern District of Pennsylvania and elsewhere:

Receipt of a Bobcat Skid Steer Loader

1. On or about September 29, 2001, Raymond King and Kevin Tucker stole a Bobcat skid steer loader Model 773, valued at \$22,000, from Grumell Farm Service located in Quarryville, Pennsylvania and transported the skid steer loader using a 2000 U-Haul GMC box truck, valued at \$40,000, which had been stolen from Dave's Used Auto Cars located in Lancaster, Pennsylvania, to the residence of defendant MARK P. STOVALL in Williamstown, New Jersey.

2. On a date shortly after September 29, 2001, defendant MARK P. STOVALL spoke to an individual known to the United States Attorney as "CD" by phone and discussed the availability of the stolen skid steer loader.

3. On a date shortly after September 29, 2001, at the direction of defendant MARK P. STOVALL, "CD" picked up the stolen skid steer loader from defendant STOVALL's residence.

Receipt of a Dynapac Cement Roller

_____ 4. On or about October 13, 2001, Raymond King and Kevin Tucker stole a Dynapac cement roller, valued at approximately \$5,000, from Knox Equipment Rental located in West Chester, Pennsylvania and transported it using a 1996 Ford F250 pickup truck, valued at approximately \$15,000 and a Beck trailer, valued at approximately \$2,500, which also

were stolen from Knox Equipment Rental, to the residence of MARK P. STOVALL in Williamstown, New Jersey.

5. On a date shortly after October 13, 2001, defendant MARK P. STOVALL discussed the availability of the stolen Dynapac cement roller with “JB,” an individual known to the United States Attorney. “JB” said that he was interested in buying the cement roller.

6. On a date within a week after October 13, 2001, “JB” picked up the stolen Dynapac cement roller from defendant MARK P. STOVALL’s residence.

Receipt of Two Skid Steer Loaders

7. On or about December 13-14, 2001, Raymond King and Kevin Tucker stole two Bobcat skid steer loaders, Models 863F and 864G, which were valued at approximately \$64,125, from Highway Equipment & Supply located in Swatara Township in Pennsylvania and transported them using a stolen 1997 International box truck, valued at approximately \$30,000, stolen from Party Central in Swatara Township, Pennsylvania, to a location in Williamstown, New Jersey.

8. On or about December 14, 2001, defendant MARK P. STOVALL met with Raymond King at a location in Williamstown, New Jersey to view the two stolen Bobcat skid steer loaders for sale.

9. On or about December 14, 2001, defendant MARK P. STOVALL agreed to purchase the two stolen Bobcat skid steer loaders and directed Raymond King to deliver the two pieces of stolen equipment to defendant STOVALL’s residence in Williamstown, New Jersey.

10. On or about December 15, 2001, at defendant MARK P. STOVALL’s

direction, Raymond King delivered the two pieces of stolen equipment to defendant STOVALL at his residence

11. On or about December 15, 2001, defendant MARK P. STOVALL resold the two stolen Bobcat skid steer loaders to “JA,” an individual known to the United States Attorney.

12. On or about December 15, 2001, “JA” picked up the stolen Bobcat skid steer loaders at defendant MARK P. STOVALL’s residence.

Stolen International Box Truck

13. On or about December 17, 2001, Raymond King and Kevin Tucker stole a 2000 International box truck, valued at \$40,000, from AMI Penske National Truck Leasing Company located in Bethlehem, Pennsylvania, and transported the stolen truck to a location in Williamstown, New Jersey.

14. On or about December 17, 2001, Raymond King used the stolen 2000 International box truck to transport additional pieces of heavy equipment stolen from a New Jersey business located in close proximity to AMI Penske National Truck Leasing Company in Bethlehem, Pennsylvania.

15. On or about December 17-18, 2001, Raymond King used the stolen 2000 International box truck to store the above-mentioned stolen heavy equipment until King later delivered the stolen equipment to defendant MARK P. STOVALL’s residence.

All in violation of Title 18, United States Code, Section 371.

NOTICE OF FORFEITURE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 371 as described in Count One of this information, defendant

MARK P. STOVALL

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(5), any and all property, real or personal, which represents or is traceable to the gross proceeds obtained, directly or indirectly, as a result of those violations, including but not limited to the following:

The sum of \$218,625 in United States currency and the following stolen items recovered during the course of the investigation:

Bobcat skid steer loader, Serial No. 514425728;

Bobcat skid steer loader, Serial No. 518911806;

Dynapac cement roller, Serial No. 60111770;

2000 GMC U-Haul truck, VIN. No. 1GD6H1B8YJ907642;

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty.

it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b)(1), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Section 982.

PATRICK L. MEEHAN
United States Attorney